

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

NOTICE OF MOTION NO.280 OF 2005

IN

SUIT NO.265 OF 2005

...

Mohammed Iqbal Gulam Husain

Khan

...Plaintiff

v/s.

Smt.Batul Abdulla Khan & Ors. ...Defendants

...

Ms.Eventa Gonsalves for the Plaintiff.

Mr.A.J.Almeida for Defendant No.1.

...

CORAM: D.K.DESHMUKH, J.

DATED: 8TH MARCH, 2006

P.C.:

Admitted position is that the partnership firm of which the decree of dissolution is sought in the plaint consisted of three partners. It was a registered partnership and one of the partner died in the year 1992. Thus the partnership dissolved in 1992. The suit for dissolution and accounts of that firm filed in the year 2005 may be barred by the law of limitation. The submission of the Plaintiff is that remaining two partners continue to carry on business then it would be a suit in relation to a registered partnership firm has no substance. In any case, the Plaintiff does not appear to have any prima facie case, therefore the Plaintiff is not entitled to any interim order. Motion disposed of.

Certified copy expedited.

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